

**PLEA MINUTE SHEET**  
**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEW MEXICO (AT ALBUQUERQUE)**

CR 16-289 MCA

UNITED STATES vs. Atole

Before The Honorable Kirtan Khalsa , United States Magistrate Judge

Hearing Date: 5/16/2016		Time In and Out: 11:35-12:02 (13 minutes total)	
Clerk: E. Hernandez		Digital Recording: ABQ-Gila	
Defendant: Tyson Atole		Defendant's Counsel: Benjamin Gonzales	
AUSA: Joseph Spindle		Interpreter: N/A	<input type="checkbox"/> Sworn <input type="checkbox"/> Waived
<input checked="" type="checkbox"/> Defendant Sworn		<input type="checkbox"/>	First Appearance
<input checked="" type="checkbox"/> Consent to proceed before a magistrate judge executed with full knowledge of meaning and effect.			
<input checked="" type="checkbox"/> Deft acknowledges receipt of: <b>Indictment</b>			
<input type="checkbox"/> If Deft proceeding by way of information, Deft acknowledges right to an indictment and waives that right.			
<input checked="" type="checkbox"/> Terms and conditions of proposed plea agreement explained.		<input checked="" type="checkbox"/> Defendant indicates understanding of its terms.	
<input checked="" type="checkbox"/> Factual predicate to sustain the plea provided.			
<input checked="" type="checkbox"/> Deft questioned re Deft's age, education, physical/mental condition, and whether under the influence of alcohol, drugs, or any medication. Deft advised of charge(s), penalties and possible consequences of the plea.			
<input checked="" type="checkbox"/> Deft advised of constitutional rights, loss of rights, and maximum possible penalties (including imprisonment, fine, supervised release, probation, SPA, restitution, and any forfeitures).			
<input checked="" type="checkbox"/> Deft questioned re time to consult with attorney and if satisfied with his or her representation.			
<input checked="" type="checkbox"/> Court finds Deft fully understands charge(s) and the consequences of entering a guilty plea to that charge (or those charges).			
<input checked="" type="checkbox"/> Deft pleads GUILTY to: <b>Indictment</b>			
<input checked="" type="checkbox"/> Allocution by Deft on elements of charge(s).			
<input checked="" type="checkbox"/> Court finds plea freely, voluntarily, and intelligently made; plea of guilty accepted.			
<input checked="" type="checkbox"/> Deft adjudged guilty.			
<input checked="" type="checkbox"/> Acceptance of plea agreement deferred until final disposition hearing by district judge.			
<input checked="" type="checkbox"/> Sentencing Date: <b>to be notified</b>			
<input checked="" type="checkbox"/> Defendant to Remain in Custody			
<input type="checkbox"/> Present conditions of release continued		<input type="checkbox"/>	Conditions changed to:
<input type="checkbox"/> Penalty for failure to appear explained			
<input type="checkbox"/> Presentence Report Ordered		<input type="checkbox"/>	Expedited (Type III)
<input type="checkbox"/> Other Matters:			